

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

ASTELLAS INSTITUTE FOR  
REGENERATIVE MEDICINE,

*Plaintiff,*

v.

IMSTEM BIOTECHNOLOGY, INC.,  
XIAOFANG WANG, and REN-HE XU,

*Defendants.*

C.A. NO. 1:17-cv-12239 ADB

**ASSENTED-TO MOTION FOR EXTENSION OF TIME TO FILE  
OPPOSITION TO ASTELLAS' MOTION FOR ENTRY OF PROPOSED JUDGMENT  
AND FOR ADDITIONAL FINDINGS AND CONCLUSIONS CONCERNING 93A**

Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), Defendants, Imstem Biotechnology, Inc., Dr. Xiofang Wang, and Dr. Ren-He Xu (collectively, "ImStem"), with the assent of the Plaintiff, Astellas Institute for Regenerative Medicine ("Plaintiff"), hereby move to extend the deadline for ImStem to oppose Plaintiff's Motion for Proposed Judgment and for Additional Findings and Conclusions Concerning 93A by two weeks, from May 5 until May 19, 2021. As grounds for this motion, ImStem states:

1. Counsel for ImStem is actively engaged in other cases and matters that have deadlines shortly after the current May 5, 2021 deadline for ImStem's opposition. For example, the undersigned will be arguing in the U.S. Court of Appeals for the Second Circuit on May 10, 2021, for several appellees in *Nike, Inc. v. Wu*, No. 20-602 (2d Cir.).

2. Counsel for ImStem have conferred with David Frazier, Esq., counsel for Plaintiff, who indicated his assent to the requested extension.

WHEREFORE, ImStem respectfully requests that the Court extend the due date for ImStem's opposition to Plaintiff's Motion for Proposed Judgment and for Additional Findings and Conclusions Concerning 93A from May 5, 2021 to May 19, 2021.

Dated April 28, 2021

Respectfully submitted,

IMSTEM BIOTECHNOLOGY, INC.;  
DR. XIAOFANG WANG; and  
DR. REN-HE XU

By their Attorneys,

/s/ Sanford I. Weisburst  
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**LOCAL RULE 7.1 CERTIFICATION**

Pursuant to Local Rule 7.1(a)(2), I hereby certify that counsel for all parties conferred by email on April 21, 26, 27, and 28, 2021, and Plaintiff assents to this motion.

/s/ Sanford I. Weisburst

Sanford I. Weisburst

**CERTIFICATE OF SERVICE**

I hereby certify that on April 28, 2021, I caused a true copy of the foregoing document to be served upon all counsel of record via the Court's CM/ECF electronic filing system.

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